

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

CIVIL NO. 3:98CV394

CALVIN R. LUCKEY, and wife PEGGY )

G. LUCKEY, *et al.*, )

This document pertains to: )

DAVID R. TURNER, )

Plaintiffs, )

Vs. )

A. W. CHESTERTON, INC., *et al.*, )

Defendants. )

ORDER

**THIS MATTER** is before the Court on the joint motion of the specific Plaintiff captioned above and Defendant Crown Cork & Seal Company, Inc., to dismiss without prejudice his claims against said Defendant.<sup>1</sup>

For the reasons stated in the motion,

---

<sup>1</sup>The parties' joint motion to dismiss filed February 2, 2007, listed David R. Turner as having resolved his claims with Defendant Crown Cork; however, the Court's Order filed February 6, 2007, failed to include the dismissal of Mr. Turner's claims against said Defendant.

**IT IS, THEREFORE, ORDERED** that the joint motion to dismiss is **ALLOWED**, and the claims of David R. Turner against the Defendant Crown Cork & Seal Company, Inc., are hereby **DISMISSED WITHOUT PREJUDICE**.

Signed: March 27, 2007

A handwritten signature in dark ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

